

ORDINANCE NO. 689

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE FOR NOISE ABATEMENT PROHIBITING THE OPERATION OF AIRPORT RUNWAYS, TAXIWAYS, OR LANDING ZONES AND THE TAKE-OFF AND LANDING OF AIRCRAFT BETWEEN THE HOURS OF 11:00 P.M. AND 7:00 A.M.; AND PROVIDING MINIMUM SAFETY REGULATIONS FOR AIRPORT RUNWAYS, TAXIWAYS AND LANDING ZONES

BE IT ORDAINED AND ENACTED by the Borough of Monroeville, in Council assembled as follows:

SECTION 1. PROHIBITION. The following shall be prohibited in the entire Borough of Monroeville between the hours of 11:00 P.M. and 7:00 A.M. prevailing time:

- (a) The operation of airports, runways, taxiways, landing fields, or landing zones for aircraft; and
- (b) The take-off and the landing of any aircraft.

SECTION 2. EXCLUSION. Section 1 of this Ordinance shall not be applicable in emergency situations where there is an immediate threat of loss of life or property.

SECTION 3. SAFETY REGULATIONS. Airports within the Borough of Monroeville shall be required to comply with the following safety regulations:

- (a) A fence with gates provided with locks and of sufficient height to prevent access to runways, taxiways, landing zones or other airport facilities except by authorized personnel and users of the airport shall be constructed along the boundaries of the airport designated by the Federal Aviation Administration, Office of the Local Coordinator, and the Borough of Monroeville.
- (b) All runways, taxiways, landing zones, and facilities must be maintained at a standard to be set jointly by the Federal Aviation Administration, Office of the Local Coordinator, and the Borough of Monroeville.

SECTION 4. PENALTIES. Any property owner who shall permit his property to be used to violate Section 1 of this Ordinance or shall cause or direct others to violate Section 1 of this Ordinance, and any airport operator who shall cause or direct others to violate Section 1 of this Ordinance, and any aircraft operator who shall violate Section 1 of this Ordinance shall severally, upon summary conviction thereof before any Justice of the Peace, pay a fine for each such violation of a sum not exceeding One Hundred (\$100.00) Dollars, together with the costs of prosecution, and upon failure to pay such fine and costs to be confined to the Allegheny County Jail for a period not exceeding thirty (30) days. Failure to comply with Section 3 of this Ordinance shall, upon notice, result in the closing of any airport in violation.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be effective immediately upon publication and posting at each airport. Compliance with all sections

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except Section 3 (a) shall be immediate. Compliance with Section 3 (a) shall be within one hundred and twenty (120) days.

SECTION 6. SAVING CLAUSE. If any section or part thereof of this Ordinance shall for any reason be declared invalid, the remainder of this Ordinance shall remain in full force and effect as if Council had enacted the Ordinance without the portion declared invalid.

SECTION 7. REPEALER. Any ordinance or parts of an ordinance in conflict with any of the provisions of this Ordinance are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 12th day of May, 1970.

ATTEST:

BOROUGH OF MONROEVILLE

S/ Carrol F. Pickens
Secretary

By S/ George C. Dale
President of Council

APPROVED this 14th day of May, 1970.

S/ John J. Duncan
Mayor

Entered in Legal Book May 18, 1970